

CALTRANS
STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION
BID FOR

8

B2

CONSTRUCTION ON STATE HIGHWAY IN
SAN BERNARDINO COUNTY ABOUT 30 MILES EAST OF BARSTOW AT C.V. KANE SAFETY
ROADSIDE REST AREA
In District 08 on Route 15

UNDER

Notice to Bidders and Special Provisions dated October 3, 2016
Project plans approved June 13, 2016
Standard Specifications dated 2010
Standard Plans dated 2010

Identified by

Contract No. 08-0G8424

08-SBd-15-R107.3

Project ID 0814000184

FEDERAL-AID PROJECT
ACHSIM-015-2(039)E

Bids open Wednesday, November 9, 2016

Dated October 3, 2016

AADD

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION
Contract No.: 08-0G8424 Project ID: 0814000184
Bidder Name: HAL HAYS CONSTRUCTION INC.
BID TO THE DEPARTMENT OF TRANSPORTATION
DES-OE-0102.1

Bidder ID: VC1300001747

Name of Bidder HAL HAYS CONSTRUCTION INC.
Business Street Address 4181 Latham St.
(Include even if P.O. Box is used)
Business P.O. Box
City, State, Zip Riverside, CA, 92501
Telephone No: AREA CODE 951-788-0703
Fax No: AREA CODE 951-289-7112
Contractor License No. 667560
Public Works Contractor Registration No. 1000005009
Checksum 7817CBB7

1. Bidder agrees, if this bid is accepted, to enter into a contract with the Department, in the form included in the Standard Specifications, to perform the work provided in the Contract under the terms of the Contract for the price or prices bid.

For a lump sum or unit price based bid, Bidder additionally agrees to perform the work within the number of working days shown on the Notice to Bidders.

For a cost plus time based bid on a contract without a plant establishment period, Bidder additionally agrees to perform the work within the number of working days bid.

For a cost plus time based bid on a contract with a plant establishment period, Bidder additionally agrees to perform the non♦plant establishment work within the number of working days bid for non♦plant establishment work.

2. Bidder has and acknowledges the following addenda: 0
3. Bidder submits this bid with one of the following forms of bidder's security equal to at least 10 percent of the bid: Bidder's Bond
4. Bidder's signature is an affirmation of the included certifications. Bidder is cautioned that making a false certification may result in one or more of the following:
 - 4.1 Criminal prosecution
 - 4.2 Rejection of the bid
 - 4.3 Rescission of the award
 - 4.4 Termination of the Contract

PRINTED NAME: Kirby S. Hays AND
TITLE OF PERSON SIGNING: President/CEO

BY (Authorized signature)

DATE SIGNED(Do not type)

BID ITEM LIST

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
1	070030	LEAD COMPLIANCE PLAN	LUMP SUM LS	LUMP SUM	3,230.00
2	080050	PROGRESS SCHEDULE (CRITICAL PATH METHOD)	LUMP SUM LS	LUMP SUM	3,485.00
3	120090	CONSTRUCTION AREA SIGNS	LUMP SUM LS	LUMP SUM	1,245.00
4	120100	TRAFFIC CONTROL SYSTEM	LUMP SUM LS	LUMP SUM	9,520.00
5	120120	TYPE III BARRICADE	6.0 EA	135.00	810.00
6	120165	CHANNELIZER (SURFACE MOUNTED)	160.0 EA	34.80	5,568.00
7	130100	JOB SITE MANAGEMENT	LUMP SUM LS	LUMP SUM	298,040.00
8	130300	PREPARE STORM WATER POLLUTION PREVENTION PLAN	LUMP SUM LS	LUMP SUM	1,735.00
9	130330	STORM WATER ANNUAL REPORT	2.0 EA	2,000.00	4,000.00
10	130560	TEMPORARY SOIL BINDER	2,500.0 SQYD	2.30	5,750.00
11	130570	TEMPORARY COVER	10,000.0 SQYD	1.25	12,500.00
12	130640	TEMPORARY FIBER ROLL	2,850.0 LF	4.25	12,112.50

BID ITEM LIST

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
13	130900	TEMPORARY CONCRETE WASHOUT	LUMP SUM LS	LUMP SUM	1,620.00
14	140003	ASBESTOS COMPLIANCE PLAN	LUMP SUM LS	LUMP SUM	3,465.00
15	141103	REMOVE YELLOW THERMOPLASTIC TRAFFIC STRIPE (HAZARDOUS WASTE)	1,300.0 LF	3.50	4,550.00
16	146002	CONTRACTOR-SUPPLIED BIOLOGIST (LS)	LUMP SUM LS	LUMP SUM	45,255.00
17	150606	REMOVE FENCE (TYPE BW)	680.0 LF	1.15	782.00
18	153103	COLD PLANE ASPHALT CONCRETE PAVEMENT	9,640.0 SQYD	2.95	28,438.00
19	153138	REMOVE CONCRETE CURB AND SIDEWALK (SQYD)	450.0 SQYD	16.15	7,267.50
20	160102	CLEARING AND GRUBBING (LS)	LUMP SUM LS	LUMP SUM	8,010.00
21	170101	DEVELOP WATER SUPPLY	LUMP SUM LS	LUMP SUM	11,320.00
22	190101	ROADWAY EXCAVATION	15,400.0 CY	30.50	469,700.00
23	032339	PERIMETER WALL	600.0 LF	935.00	561,000.00
24	032340	PILASTER	1.0 EA	6,680.00	6,680.00

BID ITEM LIST

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
25	032341	PRECAST CONCRETE PICNIC TABLE AND BENCHES	6.0 EA	1,795.00	10,770.00
26	032342	PRECAST CONCRETE ASH URN	5.0 EA	780.00	3,900.00
27	032343	PRECAST CONCRETE TRASH RECEPTACLE	14.0 EA	1,050.00	14,700.00
28	032344	PREFABRICATED METAL BENCH	12.0 EA	1,405.00	16,860.00
29	032345	FROST PROOF YARD HYDRANT ASSEMBLY	2.0 EA	1,190.00	2,380.00
30	032346	INTERPRETIVE SIGN FRAME AND BASE	5.0 EA	3,325.00	16,625.00
31	032347	ENTRY MONUMENT SIGN	1.0 EA	33,730.00	33,730.00
32	260203	CLASS 2 AGGREGATE BASE (CY)	2,110.0 CY	69.20	146,012.00
33	390100	PRIME COAT	15.0 TON	1,520.00	22,800.00
34	390132	HOT MIX ASPHALT (TYPE A)	4,180.0 TON	101.15	422,807.00
35	390137	RUBBERIZED HOT MIX ASPHALT (GAP GRADED)	3,620.0 TON	122.35	442,907.00
36	394076	PLACE HOT MIX ASPHALT DIKE (TYPE E)	1,190.0 LF	7.70	9,163.00

BID ITEM LIST

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
37	397005	TACK COAT	24.0 TON	1,500.00	36,000.00
38 (F)	510502 (MINOR STRUCTURE)	MINOR CONCRETE	52.0 CY	1,125.00	58,500.00
39	560249 (0.080"-UNFRAMED)	FURNISH SINGLE SHEET ALUMINUM SIGN	95.0 SQFT	23.80	2,261.00
40	560252 (0.080"-FRAMED)	FURNISH SINGLE SHEET ALUMINUM SIGN	60.0 SQFT	28.65	1,719.00
41	566011	ROADSIDE SIGN - ONE POST	11.0 EA	460.00	5,060.00
42	566012	ROADSIDE SIGN - TWO POST	2.0 EA	930.00	1,860.00
43	650014	18" REINFORCED CONCRETE PIPE	1,470.0 LF	95.30	140,091.00
44	705204	18" CONCRETE FLARED END SECTION	2.0 EA	1,470.00	2,940.00
45 (F)	721015	ROCK SLOPE PROTECTION (LIGHT, METHOD B) (CY)	19.0 CY	245.00	4,655.00
46	729011	ROCK SLOPE PROTECTION FABRIC (CLASS 8)	54.0 SQYD	3.75	202.50
47	731502	MINOR CONCRETE (MISCELLANEOUS CONSTRUCTION)	480.0 CY	450.00	216,000.00
48 (F)	750001	MISCELLANEOUS IRON AND STEEL	2,610.0 LB	1.40	3,654.00

BID ITEM LIST

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
49	800001	FENCE (TYPE BW, METAL POST)	730.0 LF	9.75	7,117.50
50	032348	PERMANENT FENCE (TYPE DESERT TORTOISE)	3,440.0 LF	6.40	22,016.00
51	800360	CHAIN LINK FENCE (TYPE CL-6)	240.0 LF	31.35	7,524.00
52	802500	3' CHAIN LINK GATE (TYPE CL-6)	4.0 EA	515.00	2,060.00
53	820108	DELINEATOR (CLASS 2)	69.0 EA	52.00	3,588.00
54	840515	THERMOPLASTIC PAVEMENT MARKING	660.0 SQFT	4.60	3,036.00
55	840560	THERMOPLASTIC TRAFFIC STRIPE (SPRAYABLE)	14,400.0 LF	0.46	6,624.00
56	850111	PAVEMENT MARKER (RETROREFLECTIVE)	190.0 EA	13.85	2,631.50
57	994650	BUILDING WORK	LUMP SUM LS	LUMP SUM	4,376,250.00
Total Bid					\$7,552,526.50

Bidding Firm: HAL HAYS CONSTRUCTION INC.

List this sub? Yes

1) Business Name R. Dugan Const
Location City Mira Loma State CA
California Contractor License Number 621586
Public Works Contractor Registration Number 1000007798
Portion of Work Subcontracted:

Item	%	Description
38	80	Partial- Minor Concrete(minor Structure)
48	100	Misc. Iron and Steel

List this sub? Yes

2) Business Name WC Brown Welding
Location City Fontana State CA
California Contractor License Number 537340
Public Works Contractor Registration Number 1000008123
Portion of Work Subcontracted:

Item	%	Description
57	10	Structural Steel

List this sub? Yes

3) Business Name Cardinal Sheet Metal Inc.
Location City Riverside State CA
California Contractor License Number 720833
Public Works Contractor Registration Number 1000003451
Portion of Work Subcontracted:

Item	%	Description
57	3.4	Sheet Metal Roofing

Bidding Firm: HAL HAYS CONSTRUCTION INC.

List this sub? Yes

4) Business Name McKernana Inc.
Location City Redlands State CA
California Contractor License Number 957421
Public Works Contractor Registration Number 1000002082
Portion of Work Subcontracted:

Item	%	Description
57	.6	Doors and Hardware

List this sub? Yes

5) Business Name Progressive Drywall
Location City Lancaster State CA
California Contractor License Number 545325
Public Works Contractor Registration Number 1000000727
Portion of Work Subcontracted:

Item	%	Description
57	1.6	Metal Stud Framing Drywall

List this sub? Yes

6) Business Name Continental Marble & Tile
Location City Corona State CA
California Contractor License Number 394
Public Works Contractor Registration Number 1000002594
Portion of Work Subcontracted:

Item	%	Description
57	1.5	Ceramic Tile

Bidding Firm: HAL HAYS CONSTRUCTION INC.

List this sub? Yes

7) Business Name Bithell Inc.
Location City Covina State CA
California Contractor License Number 225174
Public Works Contractor Registration Number 1000001155
Portion of Work Subcontracted:

Item	%	Description
57	.9	Painting

List this sub? Yes

8) Business Name Global Specialties Direct
Location City Santa Fe Springs State CA
California Contractor License Number 418396
Public Works Contractor Registration Number 100005991
Portion of Work Subcontracted:

Item	%	Description
57	.6	Toilet Accessories

List this sub? Yes

9) Business Name Webe's Plumbing
Location City Winchester State CA
California Contractor License Number 444338
Public Works Contractor Registration Number 1000017279
Portion of Work Subcontracted:

Item	%	Description
57	5	Plumbing

Bidding Firm: HAL HAYS CONSTRUCTION INC.

List this sub? Yes

10) Business Name Mathews Mechanical
Location City Corona State CA
California Contractor License Number 886716
Public Works Contractor Registration Number 1000006955
Portion of Work Subcontracted:

Item %	Description
57 .5 HVAC	

List this sub? Yes

11) Business Name M. Brey Electric
Location City Beaumont State CA
California Contractor License Number 581224
Public Works Contractor Registration Number 1000005926
Portion of Work Subcontracted:

Item %	Description
57 26.2 Electrical Low Voltage	

List this sub? Yes

12) Business Name Luis Parra Const.
Location City Ridgecrest State CA
California Contractor License Number 923859
Public Works Contractor Registration Number 1000037562
Portion of Work Subcontracted:

Item %	Description
17 85 Remove Fence	
49 85 Fence Type BW	
50 85 Permanent Fence	
51 85 Chain Link Fence	
52 85 3' Chain link Gate	

Bidding Firm: HAL HAYS CONSTRUCTION INC.

List this sub? Yes

13) Business Name Telfer Pavement Tech
Location City San Diego State CA
California Contractor License Number 1005314
Public Works Contractor Registration Number 1000027901
Portion of Work Subcontracted:

Item %	Description
33 90 Prime Coat	
37 90 Tack Coat	

List this sub? Yes

14) Business Name Superior Pavement Markings
Location City Beaumont State CA
California Contractor License Number 776306
Public Works Contractor Registration Number 1000001476
Portion of Work Subcontracted:

Item %	Description
39 90 Signs unframed	
40 90 Signs framed	
41 90 Roadside sign one post	
42 90 Roadside sign two post	
53 90 Delineator	

List this sub? Yes

15) Business Name Cal Stripe
Location City Colton State CA
California Contractor License Number 685387
Public Works Contractor Registration Number 1000001100
Portion of Work Subcontracted:

Item %	Description
15 90 Remove Yellow Stripe	
54 90 Thermo Pavement Marking	
55 90 Thermo SStripe	
56 90 Pavement Marker	

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

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ADDITIONAL SUBCONTRACTOR LIST 1

DES-OE-0102.2C (REV 03/2015)

Bidding Firm: HAL HAYS CONSTRUCTION INC.

List this sub? Yes

16) Business Name BWW & Co.

Location City Redlands State CA

California Contractor License Number 514007

Public Works Contractor Registration Number 1000007345

Portion of Work Subcontracted:

Item %	Description
47 100	Minor Concrete- Misc
57 3.5	Building Slab

List this sub? Yes

17) Business Name Appian UDBE SWPP

Location City El Sobrante State CA

California Contractor License Number 38334

Public Works Contractor Registration Number 1000005242

Portion of Work Subcontracted:

Item %	Description
1 100	LCP
14 100	Asbestos Compliance Plan

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

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OPT OUT OF PAYMENT ADJUSTMENTS FOR PRICE INDEX FLUCTUATIONS

DES-OE-0102.12A (REV. 8/2012)

To opt out of payment adjustments for price index fluctuations as specified, complete this form.

I opt out of the payment adjustments for price index fluctuations.

Enter Date and Name to opt out of payment adjustments for price index fluctuations.

Date: Bidder's Name:

Signature: _____

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 08-0G8424 Project ID: 0814000184

Bidder Name: HAL HAYS CONSTRUCTION INC.

Bidder ID: VC1300001747

SMALL BUSINESS STATUS

DES-OE-0102.4 (REV 3/2008)

Are you certified as a "Small Business" by the Office of Small Business and DVBE Services of the Department of General Services of the State of California?:

YES/NO: No Certification number? :

Note: This small business questionnaire is included for statistical reporting only.

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 08-0G8424 Project ID: 0814000184

Bidder Name: HAL HAYS CONSTRUCTION INC.

Bidder ID: VC1300001747

CERTIFICATIONS

FEDERAL-AID PROJECTS DISCLOSURE OF LOBBYING ACTIVITIES CERTIFICATION

Bidder certifies, to the best of his or her knowledge and belief:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form LLL, "Disclosure of Lobbying Activities," in conformance with its instructions.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by 31 USC 1352. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Bidder also agrees by submitting a bid that it must require the language of this certification be included in subcontracts over \$100,000 and these subcontractors shall certify and disclose.

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 08-0G8424 Project ID: 0814000184

Bidder Name: HAL HAYS CONSTRUCTION INC.

Bidder ID: VC1300001747

INSTRUCTIONS FOR COMPLETION OF SF-LLL, DISCLOSURE OF LOBBYING ACTIVITIES

This disclosure form shall be completed by the reporting entity, whether subawardee or prime Federal recipient, at the initiation or receipt of a covered Federal action, or a material change to a previous filing, pursuant to title 31 U.S.C. section 1352. The filing of a form is required for each payment or agreement to make payment to any lobbying entity for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with a covered Federal action. Complete all items that apply for both the initial filing and material change report. Refer to the implementing guidance published by the Office of Management and Budget for additional information.

1. Identify the type of covered Federal action for which lobbying activity is and/or has been secured to influence, the outcome of a covered Federal action.
2. Identify the status of the covered Federal action.
3. Identify the appropriate classification of this report. If this is a followup report caused by a material change to the information previously reported, enter the year and quarter in which the change occurred. Enter the date of the last, previously submitted report by this reporting entity for this covered Federal action.
4. Enter the full name, address, city, State, and zip code of the reporting entity. Include Congressional District if known. Check the appropriate classification of the reporting entity that designates if it is, or expects to be, a prime or subaward recipient. Identify the tier of the subawardee, e.g., the first subawardee of the prime is the 1st tier. Subawards include but are not limited to subcontracts, subgrants and contract awards under grants.
5. If the organization filing the report in item 4 checks "Subawardee," then enter the full name, address, city, State and zip code of the prime Federal recipient. Include Congressional District if known.
6. Enter the name of the Federal agency making the award or loan commitment. Include at least one organizational level below agency name, if known. For example, Department of Transportation, United States Coast Guard.
7. Enter the Federal program name or description for the covered Federal action (item 1). If known, enter the full Catalog of Federal Domestic Assistance (CFDA) number for grants, cooperative agreements, loans and loan commitments.
8. Enter the most appropriate Federal identifying number available for the Federal action identified in item 1 (e.g., Request for Proposal (RFP) number; Invitation for Bid (IFB) number; grant announcement number, the contract, grant, or loan award number; the application/proposal control number assigned by the Federal agency). Include prefixes, e.g., "RFP-DE-90-001."
9. For a covered Federal action where there has been an award or loan commitment by the Federal agency, enter the Federal amount of the award/loan commitments for the prime entity identified in item 4 or 5.
10. (a) Enter the full name, address, city, State and zip code of the lobbying registrant under the Lobbying Disclosure Act of 1995 engaged by the reporting entity identified in item 4 to influence the covered Federal action.
(b) Enter the full names of the individual(s) performing services and include full address if different from 10(a). Enter Last Name, First Name, and Middle Initial (MI).
11. The certifying official shall sign and date the form, print his/her name title, and telephone number.

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION
Contract No.: 08-0G8424 Project ID: 0814000184
Bidder Name:HAL HAYS CONSTRUCTION INC.

Bidder ID:VC1300001747

According to the Paperwork Reduction Act, as amended, no persons are required to respond to a collection of information unless it displays a valid OMB Control Number. The valid OMB control number for this information collection is OMB No. 0348-0046. Public reporting burden for this collection of information is estimated to average 10 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0046), Washington, DC 20503.

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

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Bidder ID: VC1300001747

DISCLOSURE OF LOBBYING ACTIVITIES

Approved by OMB 0348-0046

Complete this form to disclose lobbying activities pursuant to 31 U.S.C. 1352
No

1. Type of Federal Action:

2. Status of Federal Action:

3. Report Type:

For Material Change Only:

Year

Quarter

Date of last report

4. Name and Address of Reporting Entity:

Tier ,if known

Congressional District, if known:

5. If Reporting Entity in No. 4 is Subawardee Enter Name and Address of Prime:

Congressional District, if known:

6. Federal Department/Agency:

7. Federal Program Name/Description:

CFDA Number, if applicable

8. Federal Action Number, if known:

9. Award amount, if known (\$):

10. a. Name and Address of Lobby Registrant (if individual, last name, first name, MI):

b. Individuals Performing Services (including address if different from No. 10a) (last name, first name, MI):

11. Information requested through this form is authorized by Title 31 U.S.C. Section 1352. This disclosure of lobbying activities is a material representation of fact upon which reliance was placed by the tier above when this transaction was made or entered into. This disclosure is required pursuant to 31 U.S.C. 1352. This information will be available for public inspection. Any person who fails to file the required disclosure shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Signature: _____

Print Name:

Title:

Telephone No.:

DATE:

Federal Use Only:

Authorized for Local Reproduction
Standard Form - LLL(Rev. 7-97)

EQUAL EMPLOYMENT OPPORTUNITY REGULATION CERTIFICATION

Bidder Hal Hays Construction Inc. , proposed subcontractor , certifies that he has participated in a previous contract or subcontract subject to the equal opportunity clauses, as required by Executive Orders 10925, 11114, or 11246, and that, if required, he has filed with the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance, a Federal Government contracting or administering agency, or the former President's Committee on Equal Employment Opportunity, all reports due under the filing requirements.

Notes:

The above certification is required by the Equal Employment Opportunity Regulations of the Secretary of Labor (41 CFR 60-1.7(b) (1)), and must be submitted by bidders and proposed subcontractors only in connection with contracts and subcontracts which are subject to the equal opportunity clause. Contracts and subcontracts which are exempt from the equal opportunity clause are set forth in 41 CFR 60-1.5. (Generally only contracts or subcontracts of \$10,000 or under are exempt.)

Currently, Standard Form 100 (EEO-1) is the only report required by the Executive Orders or their implementing regulations.

Prime contractors and subcontractors who have participated in a previous contract or subcontract subject to the Executive Orders and have not filed the required reports should note 41 CFR 60-1.7(b)(1) prevents the award of contracts and subcontracts unless the Contractor submits a report covering the delinquent period or such other period specified by the Federal Highway Administration or by the Director, Office of Federal Contract Compliance, U.S. Department of Labor.

TITLE 49, CODE OF FEDERAL REGULATIONS, PART 29, DEBARMENT AND
SUSPENSION CERTIFICATION

Bidder, under penalty of perjury, certifies that, except as noted below, it or any other person associated therewith in the capacity of owner, partner, director, officer, manager:

is not currently under suspension, debarment, voluntary exclusion, or determination of ineligibility by any federal agency;

has not been suspended, debarred, voluntarily excluded or determined ineligible by any federal agency within the past 3 years;

does not have a proposed debarment pending; and

has not been indicted, convicted, or had a civil judgement rendered against it by a court of competent jurisdiction in any matter involving fraud or official misconduct within the past 3 years.

If there are any exceptions to this certification, insert the exceptions in the following space.

Exceptions will not necessarily result in denial of award, but will be considered in determining bidder responsibility. For any exception noted above, indicate below to whom it applies, initiating agency, and dates of action.

UNDOCUMENTED ALIENS EMPLOYMENT

Under Pub Cont Code ♦ 6101, the Bidder certifies compliance with state and federal law respecting the employment of undocumented aliens.

NONCOLLUSION

NONCOLLUSION AFFIDAVIT TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID
Under PCC 7106 and 23 USC 112, the bidder declares as follows:

State of CA County of Riverside

Name Kirby S. Hays,

being first duly sworn, deposes and says that he or she is

President/CEO of

Hal Hays Construction Inc.

the party making the foregoing bid that the bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation; that the bid is genuine and not collusive or sham; that the bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid, and has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or that anyone shall refrain from bidding; that the bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder, or to secure any advantage against the public body awarding the contract of anyone interested in the proposed contract; that all statements contained in the bid are true; and, further, that the bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, or paid, and will not pay, any fee to any corporation, partnership, company association, organization, bid depository, or to any member or agent thereof to effectuate a collusive or sham bid.

CHILD SUPPORT COMPLIANCE ACT

Under Pub Cont Code ♦ 7110, the contractor acknowledges that:

1. The contractor recognizes the importance of child and family support obligations and shall fully comply with all applicable state and federal laws relating to child and family support enforcement, including, but not limited to, disclosure of information and compliance with earnings assignment orders, as provided in Chapter 8 (commencing with section 5200) of Part 5 of Division 9 of the Family Code; and
2. The contractor to the best of its knowledge is fully complying with the earnings assignment orders of all employees and is providing the names of all new employees to the New Hire Registry maintained by the Employment Development Department.

NATIONAL LABOR RELATIONS BOARD

Under Pub Cont Code ♦ 10232, the contractor, swears under penalty of perjury, that no more than one final unappealable finding of contempt of court by a federal court has been issued against the contractor within the immediately preceding two year period because of the contractor's failure to comply with an order of a federal court which orders the contractor to comply with an order of the National Labor Relations Board.

VIOLATION OF LAW OR A SAFETY REGULATION

Under Pub Cont Code ♦ 10162, the Bidder must complete, under penalty of perjury, the following questionnaire:

Has the Bidder, any officer of the Bidder, or any employee of the Bidder who has a proprietary interest in the Bidder, ever been disqualified, removed, or otherwise prevented from bidding on, or completing a federal, state, or local government project because of a violation of law or a safety regulation? No

If the answer is yes, explain the circumstances in the following space.

ANTITRUST LAW

Under Pub Con Code ♦ 10285.1, the Bidder declares under penalty of perjury under the laws of the State of California that the Bidder Has Not been convicted within the preceding three years of any offenses referred to in that section, including any charge of fraud, bribery, collusion, conspiracy, or any other act in violation of any state or federal antitrust law in connection with the bidding upon, award of, or performance of, any public works contract, as defined in Pub Cont Code ♦ 1101, with any public entity, as defined in Pub Cont Code ♦ 1100, including the Regents of the University of California or the Trustees of the California State University. The term "Bidder" includes any partner, member, officer, director, responsible managing officer, or responsible managing employee thereof, as referred to in Section 10285.1.

If the Bidder has been convicted of an offense within the past 3 years, provide the conviction details including the date and ultimate resolution of each conviction in the space below.

PERMITS, LICENSES, AGREEMENTS, CERTIFICATIONS, AND RAILROAD
RELATIONS AND INSURANCE REQUIREMENTS

Bidder acknowledges that permits, licenses, agreements, certifications, and the requirements in the document titled "Railroad Relations and Insurance Requirements" are components of the Contract under section 5-1.02 of the Standard Specifications.

BIDDER RESPONSIBILITY QUESTIONNAIRE

Failure to truthfully answer the following questions will result in a finding that the bid is nonresponsive. The Bidder must complete, under penalty of perjury, the following questionnaire:

1. Within the past 10 years, has the Bidder been found to be a nonresponsive bidder by any public entity, including federal, State, local, or regional entities?

No

2. Within the past 10 years, have any of the Bidder's officers or employees with a proprietary interest in the Bidder been determined to be a nonresponsive bidder by a public entity, including federal, State, local or regional entities?

No

3. Is there any officer or employee of the Bidder who now has or has had any proprietary interest in another company that bid or bids on public works projects whose company has been determined to be a nonresponsive bidder by any public entity, including federal, State, local, or regional entities?

No

4. If the answer to any of the 3 preceding questions is yes, disclose all pertinent details of the determination of nonresponsibility, including:

4.1. Date of each nonresponsibility determination

4.2. Name of each public agency issuing the nonresponsibility determination and a contact person at that agency who would have information about the determination

4.3. Contract number for each nonresponsibility determination

END CERTIFICATIONS

Bond No. _____

We _____
_____ as Principal, and

_____ as Surety are bound unto the State of California, Department of Transportation, hereafter referred to as "Obligee", in the penal sum of ten percent (10%) of the total amount of the bid of the Principal submitted to the Obligee for the work described below, for the payment of which sum we bind ourselves, jointly and severally,

THE CONDITION OF THIS OBLIGATION IS SUCH, THAT:

WHEREAS, the Principal is submitting a bid to the Obligee, for
CONSTRUCTION ON STATE HIGHWAY IN
SAN BERNARDINO COUNTY ABOUT 30 MILES EAST OF BARSTOW AT C.V. KANE SAFETY
ROADSIDE REST AREA
In District 08 on Route 15
for which bids are to be opened at 1727 30th Street, Sacramento CA 95816 on
11-09-16.

NOW, THEREFORE, if the Principal is awarded the contract and, within the time and manner required under the specifications, after the prescribed forms are presented to him for signature, enters into a written contract, in the prescribed form, in accordance with the bid, and files two bonds with the Obligee, one to guarantee faithful performance (if specified in the contract) of the contract and the other to guarantee payment for labor and materials as provided by law, then this obligation shall be null and void; otherwise, it shall remain in full force.

In the event a suit is brought upon this bond by the Obligee and judgement is recovered, the Surety shall pay all costs incurred by the Obligee in such suit, including a reasonable attorney's fee to be fixed by the court.

Dated: _____, 20____.

Principal: _____

Surety: _____

Address of Surety: _____

(for correspondence or claims)

By _____

Attorney-in-Fact

CALIFORNIA ALL-PURPOSE ACKNOWLEDGEMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California

County of _____

On this _____ before me, _____

Date

Here insert Name and Title of the Officer

personally appeared _____

Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal

SIGNATURE _____

Signature of Notary Public

(SEAL)

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION

Contract No. 08-0G8424

BIDDER'S BOND

DES-OE-0102.3 (REV 3/2008)

Bond No. N/A

We Hal Hays Construction, Inc.

as Principal, and

Western Surety Company

as Surety are bound unto the State of California, Department of Transportation, hereafter referred to as "Obligee", in the penal sum of ten percent (10%) of the total amount of the bid of the Principal submitted to the Obligee for the work described below, for the payment of which sum we bind ourselves, jointly and severally,

THE CONDITION OF THIS OBLIGATION IS SUCH, THAT:WHEREAS, the Principal is submitting a bid to the Obligee, for Construction on State Highway in San Bernardino County About 30 Miles East

(Copy here the exact description of work, including location, as it appears on the proposal)

of Barstow At C.V. Kane Safety Roadside Rest Area - Contract No. 08-0G8424 - 08-SBd-15-R107.3 - Federal-Aid Project ACHSIM-015-2(039)Efor which bids are to be opened at 1727 30th St. Bidder's Exchange, MS 26 Sacramento, CA 95816

(Insert place where bids will be opened)

on November 9, 2016

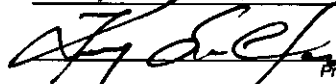
(Insert date of bid opening)

NOW, THEREFORE, if the Principal is awarded the contract and, within the time and manner required under the specifications, after the prescribed forms are presented to him for signature, enters into a written contract, in the prescribed form, in accordance with the bid, and files two bonds with the Obligee, one to guarantee faithful performance (if specified in the contract) of the contract and the other to guarantee payment for labor and materials as provided by law, then this obligation shall be null and void; otherwise, it shall remain in full force.

In the event a suit is brought upon this bond by the Obligee and judgment is recovered, the Surety shall pay all costs incurred by the Obligee in such suit, including a reasonable attorney's fee to be fixed by the court.

Dated: October 26, 2016

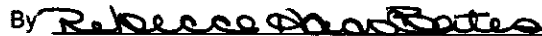
Correspondence or claims relating to this bond should be sent to the surety at the following address: Western Surety Company
1000 Wilshire Blvd., Suite 1800, 18th Floor
Los Angeles, CA 90017

Hal Hays Construction, Inc.

Principal Kirby S. Hays, President/CEO

Western Surety Company

Surety

By 

Attorney-in-Fact Rebecca Haas-Bates

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of _____

Please See Attached

On this _____ before me, _____

Date

Here Insert Name and Title of the Officer

personally appeared _____

Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

(SEAL)

Signature _____

Signature of Notary Public

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)

County of Orange)

On 10/26/2016 before me, R. Paramo, Notary Public

Date

Here Insert Name and Title of the Officer

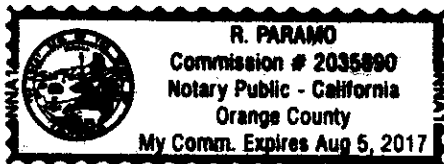
personally appeared Rebecca Haas-Bates

Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature

Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: Bid Bond Document Date: 10/26/2016

Number of Pages: One (1) Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: Rebecca Haas-Bates

☐ Corporate Officer — Title(s): _____

☐ Partner — ☐ Limited ☐ General

☐ Individual ☒ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: _____

Signer Is Representing: _____

Western Surety Company

Signer's Name: _____

☐ Corporate Officer — Title(s): _____

☐ Partner — ☐ Limited ☐ General

☐ Individual ☐ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: _____

Signer Is Representing: _____

Western Surety Company

POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

Owen Brown, Richard Adair, William Syrkin, Sergio D Bechara, Margaret Gilmore, Rebecca Haas-Bates, Individually

of Irvine, CA, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

- In Unlimited Amounts -

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Vice President and its corporate seal to be hereto affixed on this 9th day of June, 2015.



WESTERN SURETY COMPANY

Paul T. Brufat
Paul T. Brufat, Vice President

State of South Dakota }
County of Minnehaha }

On this 9th day of June, 2015, before me personally came Paul T. Brufat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires

February 12, 2021



S. Eich
S. Eich, Notary Public

CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 26th day of October, 2016.



WESTERN SURETY COMPANY

L. Nelson
L. Nelson, Assistant Secretary